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Inc.; Lowe's Home Centers, LLC; BestBuy.Com,
LLC; Best Buy Stores, L.P.; and Costco Wholesale
Corporation*

**Pro hac vice forthcoming*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JOHN HERNANDEZ, et al., and on
behalf of all others similarly situated

Plaintiffs,

vs.

LG ELECTRONICS U.S.A., Inc., et al.

Defendants.

Case No. 2:22-cv-08813-SVW-JEM

Hon. Stephen V. Wilson

**DEFENDANTS COSTCO
WHOLESALE CORPORATION'S,
LOWE'S HOME CENTERS, LLC'S,
BESTBUY.COM, LLC'S, AND BEST
BUY STORES, L.P.'S NOTICE OF
MOTION AND MOTION TO
COMPEL ARBITRATION**

**[Memorandum of Points and
Authorities, Declaration of William
Kwon, and [Proposed] Order Filed
Concurrently Herewith]**

9 U.S.C. § 1 *et seq.*

Date: Monday, August 14, 2023

Time: 1:30 PM

Location: Courtroom 10A

NOTICE OF MOTION AND MOTION

TO PLAINTIFFS AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, on August 14, 2023, or as soon thereafter as the matter may be heard in Courtroom 10A of the United States District Court for the Central District of California, located at 350 W. 1st Street, Los Angeles, California, 90012, defendants Costco Wholesale Corporation, Lowe's Home Centers, LLC, BestBuy.Com, LLC, and Best Buy Stores, L.P. (together "LG Retailers" or "Defendants") will, and hereby do, move the Court for an order staying this case and compelling the Parties to arbitrate this dispute through individual arbitration. This Motion is made pursuant to the Federal Arbitration Act, 9 U.S.C. § 1 *et seq.*, on the grounds that this dispute is subject to a valid arbitration agreement. Staying Plaintiffs' claims so that the Parties may resolve this dispute through individual arbitration would effectuate that agreement, and would also serve the interests of justice and promote judicial economy.

This Motion is based on this Notice of Motion and Motion, the accompanying Memorandum of Points and Authorities, the accompanying Declaration of William Kwon, the pleadings, records, and files in this action, and any argument that the Court may entertain at any hearing on this matter. Further, this Motion is made following pre-filing meet and confers between counsel for the Parties, which took place on March 29, 2023 and May 26, 2023. Specifically, counsel for Defendants discussed with counsel for Plaintiffs the basis for Defendants' motion to compel arbitration. The parties were unable to resolve the issues identified by Defendant's Motion.

1 Dated: June 2, 2023

By: /s/ Vassi Iliadis

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14 *BestBuy.Com, LLC; Best Buy Stores, L.P.;*
15 *and Costco Wholesale Corporation*
16 **Pro hac vice forthcoming*

PRE-FILING MEET AND CONFER CERTIFICATION

I certify, pursuant to Local Rule 7-3, that counsel for Defendants, met and conferred with counsel for Plaintiffs on March 29, 2023 and May 26, 2023, to discuss Defendants' above Motion. Counsel for Defendants discussed with counsel for Plaintiffs the basis for Defendants' motion to compel arbitration. Despite counsels' best efforts, no pre-filing resolution has been reached and all meet and confer efforts have been exhausted.

Respectfully submitted,

Dated: June 2, 2023

By: /s/ Vassi Iliadis

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